



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Elder et al.
Serial No. : 10/604,703
Filed : August 11, 2003
For : Multiple Battery System and Auxiliary Battery Attachment System
Examiner : Pia Florence Tibbits
Art Unit : 2838
Confirmation No. : 1702
Docket No. : 013476-05187

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(c) WITH STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants wish to call the Examiner's attention to the references listed on the attached Form PTO-1449 in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98. This information disclosure statement is being filed under 37 C.F.R. § 1.97(c) before the mailing date of a final action under 37 C.F.R. § 1.113, a notice of allowance under 37 C.F.R. § 1.311 or an action otherwise closing prosecution in the application. A statement under 37 C.F.R. § 1.97(e) is provided below.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made, an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists (37 C.F.R. §§1.97(g) and 1.97(h)). In addition, the filing of this information disclosure statement shall not be considered as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

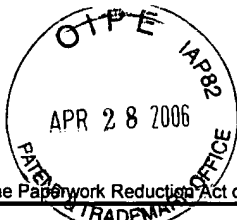
The undersigned states, under 37 C.F.R. § 1.97(e), that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this information disclosure statement.

Respectfully submitted,

Dated: April 28, 2006



Daniel C. Crilly, Reg. No. 38,417
Brinkley, McNerney, Morgan
Solomon & Tatum, LLP
200 East Las Olas Blvd., Suite 1900
Fort Lauderdale, FL 33301
Tel: (954) 522-2200
Fax: (954) 522-9123
email: Daniel.crilly@brinkleymcnerney.com



PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

| | | | |
|---|------------------------|--------------------------|----------------------|
| Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) | | Complete if Known | |
| | | Application Number | 10/604,703 |
| | | Filing Date | August 11, 2003 |
| | | First Named Inventor | David Elder |
| | | Art Unit | 2838 |
| | | Examiner Name | Pia Florence Tibbits |
| Sheet 1 of 2 | Attorney Docket Number | 013476-05187 | |

| U.S. PATENT DOCUMENTS | | | | | | |
|-----------------------|-----------------------|--|--|--------------------------------|--|---|
| Examiner Initials' | Cite No. ¹ | Document Number | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | Number-Kind Code ² (if known) | | | | |
| | 1 | US- 5,164,273 | | 11-17-1992 | Szasz et al. | |
| | 2 | US- 5,169,735 | | 12-08-1992 | Witehlra | |
| | 3 | US- 5,204,610 | | 04-20-1993 | Pleron et al. | |
| | 4 | US- 5,223,351 | | 06-29-1993 | Wruck | |
| | 5 | US- 5,767,658 | | 06-16-1998 | Hayes | |
| | 6 | US- 5,986,431 | | 11-16-1999 | Hayes | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |
| | | US- | | | | |

| FOREIGN PATENT DOCUMENTS | | | | | | |
|--------------------------|-----------------------|---|--------------------------------|--|---|----------------|
| Examiner Initials' | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
| | | Country Code ³ –Number ⁴ –Kind Code ⁵ (if known) | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

| | | | |
|--------------------|--|-----------------|--|
| Examiner Signature | | Date Considered | |
|--------------------|--|-----------------|--|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

| | | | | | |
|---|---|--------------------------|----------------------|------------------------|--------------|
| Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i> | | Complete if Known | | | |
| | | Application Number | 10/604,703 | | |
| | | Filing Date | August 11, 2003 | | |
| | | First Named Inventor | David Elder | | |
| | | Art Unit | 2838 | | |
| | | Examiner Name | Pia Florence Tibbits | | |
| Sheet | 2 | of | 2 | Attorney Docket Number | 013476-05187 |

| NON PATENT LITERATURE DOCUMENTS | | | |
|---------------------------------|-----------------------|---|----------------|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
| | 1 | HARDIN, J. E., Laboratory Testing of GNB Switch 12 Volt SLI Battery, March 1990, pp. 1-16, U.S. Department of Commerce, National Technical Information Service, Springfield, VA | |
| | 2 | HALVERSON, RICHARD C., Neon Colors Jazz Up APAA Show 'Spare' Batteries Spark Interest Despite High Prices, Sept. 25, 1989, Discount Store News (via www.findarticles.com) | |
| | 3 | UNKNOWN, 'Spare' Battrery Prices Ease at Discounters, Jan. 29, 1990, Discount Store News (reprinted at www.findarticles.com) | |
| | 4 | UNKNOWN, Tomorrow's World The Australian Initiative Early Innovations in Transport, http://apc-online.com/twa/history3.html , Associated Publishing Corporation | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

| | | | |
|--------------------|--|-----------------|--|
| Examiner Signature | | Date Considered | |
|--------------------|--|-----------------|--|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.